

STIC Biotechnology Systems Branch

RAW SEQUENCE LISTING
ERROR REPORT



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The Biotechnology Systems Branch of the Scientific and Technical Information Center (STIC) detected errors when processing the following computer readable form:

Application Serial Number: 10/600,070A
Source: IFW/16
Date Processed by STIC: 5-26-05

THE ATTACHED PRINTOUT EXPLAINS DETECTED ERRORS.

PLEASE FORWARD THIS INFORMATION TO THE APPLICANT BY EITHER:

- 1) INCLUDING A COPY OF THIS PRINTOUT IN YOUR NEXT COMMUNICATION TO THE APPLICANT, WITH A NOTICE TO COMPLY or,
- 2) TELEPHONING APPLICANT AND FAXING A COPY OF THIS PRINTOUT, WITH A NOTICE TO COMPLY

FOR CRF SUBMISSION AND PATENTIN SOFTWARE QUESTIONS, PLEASE CONTACT MARK SPENCER, TELEPHONE: 571-272-2510; FAX: 571-273-0221

TO REDUCE ERRORED SEQUENCE LISTINGS, PLEASE USE THE CHECKER VERSION 4.2.2 PROGRAM, ACCESSIBLE THROUGH THE U.S. PATENT AND TRADEMARK OFFICE WEBSITE. SEE BELOW FOR ADDRESS:

<http://www.uspto.gov/web/offices/pac/checker/chkrnote.htm>

Applicants submitting genetic sequence information electronically on diskette or CD-Rom should be aware that there is a possibility that the disk/CD-Rom may have been affected by treatment given to all incoming mail.

Please consider using alternate methods of submission for the disk/CD-Rom or replacement disk/CD-Rom.

Any reply including a sequence listing in electronic form should NOT be sent to the 20231 zip code address for the United States Patent and Trademark Office, and instead should be sent via the following to the indicated addresses:

1. EFS-Bio (<<http://www.uspto.gov/ebc/efs/downloads/documents.htm>> , EFS Submission User Manual - cPAVE)
2. U.S. Postal Service: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
3. Hand Carry, Federal Express, United Parcel Service, or other delivery service (EFFECTIVE 01/14/05):
U.S. Patent and Trademark Office, Mail Stop Sequence, Customer Window, Randolph Building, 401 Dulany Street, Alexandria, VA 22314

Revised 01/24/05

Raw Sequence Listing Error Summary

SERIAL NUMBER: 10/600,070A

ERROR DETECTED

SUGGESTED CORRECTION

ATTN: NEW RULES CASES: PLEASE DISCARD ENGLISH "ALPHA" HEADERS, WHICH WERE INSERTED BY PTO SOFTWARE

1 **Wrapped Nucleics** The number/next at the end of each line "wrapped" down to the next line. This may occur if your file was received in a word processor after creating it. Please adjust your right margin to .5; this will prevent "wrapping."

2 **Invalid Line Length** The rules require that a line not exceed 72 characters in length. This includes white spaces.

3 **Misaligned Amino Numbering** The numbering under each 5' amino acid is misaligned. Do not use tab codes between numbers; use space characters, instead.

4 **Non-ASCII** The submitted file was not saved in ASCII(DOS) text as required by the Sequence Rules. Please ensure your subsequent submission is saved in ASCII text.

5 **Variable Length** Sequence(s) contain n's or Xaa's representing more than one residue. Per Sequence Rules, each n or Xaa can only represent a single residue. Please present the maximum number of each residue having variable length and indicate in the <220>-<223> section that some may be missing.

6 **PatentIn 2.0 "bug"** A "bug" in PatentIn version 2.0 has caused the <220>-<223> section to be missing from amino acid sequence(s) . Normally, PatentIn would automatically generate this section from the previously coded nucleic acid sequence. Please manually copy the relevant <220>-<223> section to the subsequent amino acid sequence. This applies to the mandatory <220>-<223> sections for Artificial or Unknown sequences.

7 **Skipped Sequences (OLD RULES)** Sequence(s) missing. If intentional, please insert the following lines for each skipped sequence:
(1) INFORMATION FOR SEQ ID NO X (insert SEQ ID NO where "X" is shown)
(2) SEQUENCE CHARACTERISTICS (Do not insert any subheadings under this heading)
(3) SEQUENCE DESCRIPTION SEQ ID NO X (insert SEQ ID NO where "X" is shown)
This sequence is intentionally skipped

Please also adjust the "(1) NUMBER OF SEQUENCES" response to include the skipped sequences.

8 **Skipped Sequences (NEW RULES)** Sequence(s) 8 missing. If intentional, please insert the following lines for each skipped sequence:
<210> sequence id number
<400> sequence id number
000

9 **Use of n's or Xaa's (NEW RULES)** Use of n's and/or Xaa's have been detected in the Sequence Listing. Per 1.823 of Sequence Rules, use of <220>-<223> is MANDATORY if n's or Xaa's are present. In <220> to <223> section, please explain location of n or Xaa, and which residue n or Xaa represents.

10 **Invalid <213> Response** Per 1.823 of Sequence Rules, the only valid <213> responses are: Unknown, Artificial Sequence, or scientific name (Genus/species). <220>-<223> section is required when <213> response is Unknown or Artificial Sequence.

11 **Use of <220>** Sequence(s) missing the <220> feature and associated numeric identifiers and responses. Use of <220> to <223> is MANDATORY if <213> "Organism" response is "Artificial Sequence" or "Unknown." Please explain source of genetic material in <220> to <223> section. (See "Federal Register," 06/01/1998, Vol. 63, No. 104, pp. 29631-32) (Sec. 1.823 of Sequence Rules)

12 **PatentIn 2.0 "bug"** Please do not use "Copy to Disk" function of PatentIn version 2.0. This causes a corrupted file, resulting in missing mandatory numeric identifiers and responses (as indicated on raw sequence listing). Instead, please use "File Manager" or any other manual means to copy file to floppy disk.

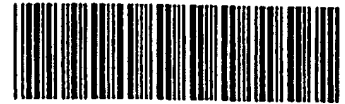
13 **Misuse of n/Xaa** "n" can only represent a single nucleotide; "Xaa" can only represent a single amino acid.

AMC - Biotechnology Systems Branch - 09/09/2003

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IFW16

RAW SEQUENCE LISTING

DATE: 05/26/2005

PATENT APPLICATION: US/10/600,070A

TIME: 12:34:01

Input Set : A:\08153.ST25.txt

Output Set: N:\CRF4\05262005\J600070A.raw

3 <110> APPLICANT: Osteryoung, Katherine W.
4 Vitha, Stanislav
5 Koksharova, Olga A.
6 Gao, Hongo
of 8 <120> TITLE OF INVENTION: Plastid Division and Related Genes and Proteins, and Methods
9 Use
11 <130> FILE REFERENCE: MSU-08153
13 <140> CURRENT APPLICATION NUMBER: 10/600,070A
14 <141> CURRENT FILING DATE: 2003-06-20
16 <160> NUMBER OF SEQ ID NOS: 208
18 <170> SOFTWARE: PatentIn version 3.3

ERRORED SEQUENCES

811 <210> SEQ ID NO: 8
812 <211> LENGTH: 0
813 <212> TYPE: DNA
814 <213> ORGANISM: Artificial Sequence
816 <220> FEATURE:
817 <223> OTHER INFORMATION: Synthetic
820 <220> FEATURE:
821 <221> NAME/KEY: misc_feature
822 <223> OTHER INFORMATION: Intentionally omitted.
824 <240> SEQUENCE: 8
E--> 824 8

Does Not Comply
Corrected Diskette Needed
(pg. 1-2)

see error explanation on page 2.

10/600,070A

Page 2

<210> 8
 <211> 0
 <212> DNA
 <213> Artificial Sequence

<220>
 <223> Synthetic

<220>
 <221> misc feature
 <223> Intentionally omitted.

<400> 8
 <210> 9
 <211> 2406
 <212> DNA
 <213> Arabidopsis thaliana

<400> 9

insert
 space

Whenever <221> is shown, <222> must be inserted.

delete

IF this sequence
 was intentionally
 skipped, pls
 see item # 8
 on error
 summary sheet
 for skipped
 sequence
 format.

The type of errors shown exist throughout
 the Sequence Listing. Please check subsequent
 sequences for similar errors.

VERIFICATION SUMMARY

PATENT APPLICATION: US/10/600,070A

DATE: 05/26/2005

TIME: 12:34:03

Input Set : A:\08153.ST25.txt

Output Set : N:\CRF4\05262005\J600070A.raw

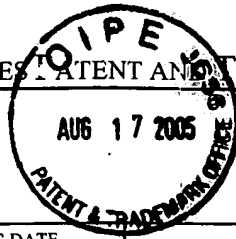
L:824 M:301 E: (44) No Sequence Data was Shown, SEQ ID# 8
L:7849 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:132 after pos.:120
M:341 Repeated in SeqNo=132
L:8035 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:140 after pos.:60
L:8134 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:144 after pos.:120
M:341 Repeated in SeqNo=144
L:8195 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:146 after pos.:0
M:341 Repeated in SeqNo=146
L:8235 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:147 after pos.:0
M:341 Repeated in SeqNo=147
L:11295 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:174 after pos.:0
M:341 Repeated in SeqNo=174
L:11352 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:175 after pos.:480
L:11514 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:182 after pos.:0
L:11568 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:184 after pos.:0
L:13263 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:198 after pos.:600
L:13300 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:199 after pos.:600
L:13368 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:201 after pos.:600
L:13594 M:341 W: (46) "n" or "Xaa" used, for SEQ ID#:207 after pos.:0



UNITED STATES PATENT AND TRADEMARK OFFICE

MAD

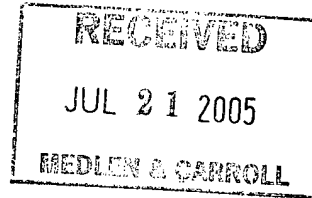
UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov



APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/600,070	06/20/2003	Katherine W. Osteryoung	MSU-08153	5938

7590 07/14/2005

J. Mitchell Jones
MEDLEN & CARROLL, LLP
Suite 350
101 Howard Street
San Francisco, CA 94105



EXAMINER	
KUBELIK, ANNE R	
ART UNIT	PAPER NUMBER
1638	

DATE MAILED: 07/14/2005

Resp. 8/14/05 R10

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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705

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents

The communication filed 23 May 2005 is not fully responsive to the Office communication mailed 20 April 2005 for the reason(s) set forth on the attached Notice To Comply With The Sequence Rules or CRF Diskette Problem Report. Applicant must comply with the requirements of the sequence rules (37 CFR 1.821 - 1.825) before the application can be examined under 35 U.S.C. §§ 131 and 132.

Since the reply appears to be bona fide attempt to comply with the requirements of the sequence rules (37 CFR 1.821 - 1.825), applicant is given a TIME PERIOD of **ONE (1) MONTH** from the mailing date of this communication within which to correct the deficiency so as to comply with the sequence rules (37 CFR 1.821 - 1.825) in order to avoid abandonment of the application under 37 CFR 1.821(g). EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Anne R. Kubelik, whose telephone number is (571) 272-0801. The examiner can normally be reached Monday through Friday, 8:30 am - 5:00 pm.

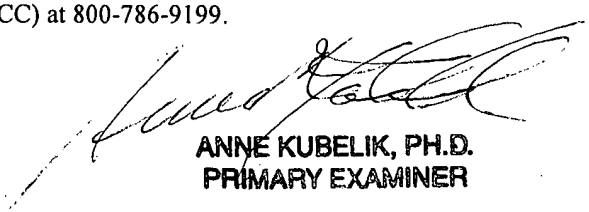
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Jones, can be reached at (571) 272-0745.

The central fax number for official correspondence is (571) 273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to (571) 272-0547.

Patent applicants with problems or questions regarding electronic images that can be viewed in the Patent Application Information Retrieval system (PAIR) can now contact the USPTO's Patent Electronic Business Center (Patent EBC) for assistance. Representatives are available to answer your questions daily from 6 am to midnight (EST). The toll free number is (866) 217-9197. When calling please have your application serial or patent number, the type of document you are having an image problem with, the number of pages and the specific nature of the problem. The Patent Electronic Business Center will notify applicants of the resolution of the problem within 5-7 business days. Applicants can also check PAIR to confirm that the problem has been corrected. The USPTO's Patent Electronic Business Center is a complete service center supporting all patent business on the Internet. The USPTO's PAIR system provides Internet-based access to patent application status and history information. It also enables applicants to view the scanned images of their own application file folder(s) as well as general patent information available to the public.

For all other customer support, please call the USPTO Call Center (UCC) at 800-786-9199.


**ANNE KUBELIK, PH.D.
PRIMARY EXAMINER**

5.0.0



Notice to Comply

Application No.

10/600,070

Examiner

Anne R. Kubelik

Applicant(s)

OSTERYOUNG ET AL.

Art Unit

1638

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☒ 7. Other: See error report

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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